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TO: Examiner M. Patterson	FROM: Byron S. Kuzara
COMPANY: USPTO	DATE: November 9, 2004
FAX NUMBER: 703-872-9306	TOTAL NO. OF PAGES: 3
RE: Serial No. 10/620,837	OUR REFERENCE NO.: 005127.85919

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NAME: Lesa Wolman **PHONE:** 503-425-6800

COMMENTS:

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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (703) 872-9306 on November 9, 2004.

Respectfully submitted,

D. S. R.
By: Byron S. Kuzard
Registration Number 51,255
Banner & Witcoff, Ltd.

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***In re* Application of

John F. SWIGART, et al.

Serial Number 10/620,837

Filed: July 16, 2003

For: FOOTWEAR WITH A SOLE STRUCTURE
INCORPORATING A LOBED FLUID-
FILLED BLADDER

Group Art Unit: 3728

Examiner: Patterson, M.

Docket Number 005127.85919

RESPONSE TO RESTRICTION REQUIREMENTCommissioner for Patents
Alexandria, VA 22313

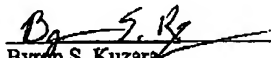
Sir:

In response to the Restriction Requirement of October 20, 2004, Applicants elect Species II, which relates to Figures 8-15. This election is made without traverse. Applicants submit that each of claims 1-4, 6-25, 27-41, and 44-71 is readable upon the figures relating to Species II. In addition, Applicants withdraw claims 5, 26, and 42-43 from further consideration, but respectfully request that these withdrawn claims be considered should a generic claim to which they relate be allowed. Accordingly, the Applicants respectfully await an examination on the merits of claims 1-4, 6-25, 27-41, and 44-71.

This Response is being timely filed by virtue of its facsimile transmission on November 9, 2004. Should additional fees or an extension of time be deemed necessary for consideration of

this Response, such fees or extension are hereby requested and the Commissioner is authorized to charge deposit account number 19-0733 for the payment of the requisite fee.

Respectfully submitted,

By: 
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Dated: November 9, 2004